



Matt Blunt, Governor • Doyle Childers, Director

## DEPARTMENT OF NATURAL RESOURCES

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FEB 23 2006

Ms. Tammy Geggenberger, VP of Operation  
PlayPower LT Farmington, Inc.  
One Iron Mountain Drive  
P.O. Box 897  
Farmington, MO 63640

Re: PlayPower LT Farmington, Inc., 187-0041  
Permit Number: **OP2006-013**

Dear Ms. Tammy Geggenberger:

Enclosed with this letter is your Part 70 operating permit. Please review this document carefully. Operation of your installation in accordance with the rules and regulations cited in this document is necessary for continued compliance. It is very important that you read and understand the requirements contained in your permit.

If you have any questions or need additional information regarding this permit, please contact the Air Pollution Control Program (APCP) at (573) 751-4817, or you may write to the Department of Natural Resources' Air Pollution Control Program, P.O. Box 176, Jefferson City, MO 65102.

Sincerely,

AIR POLLUTION CONTROL PROGRAM

Michael J. Stansfield, P.E.  
Operating Permits Unit Chief

MJS:bgb

Enclosure(s)

c: Ms. Tamara Freeman, U.S. EPA Region VII  
Southeast Regional Office  
PAMS File: 2004-10-043



**Missouri Department of Natural Resources**  
**Air Pollution Control Program**

## PERMIT TO OPERATE

Under the authority of RSMo 643 and the Federal Clean Air Act the applicant is authorized to operate the air contaminant source(s) described below, in accordance with the laws, rules, and conditions set forth here in.

**Operating Permit Number:** OP2006-013  
**Expiration Date:** FEB 22 2011  
**Installation ID:** 187-0041  
**Project Number:** 2004-10-043

**Installation Name and Address**

PlayPower LT Farmington, Inc.  
One Iron Mountain Drive  
P.O. Box 897  
Farmington, MO 63640  
St. Francois County

**Parent Company's Name and Address**

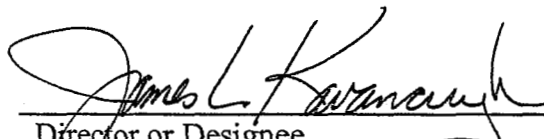
PlayPower  
13620 East Reese Blvd., Suite 300  
Huntersville, NC 28078

**Installation Description:**

PlayPower LT Farmington, Inc. (PlayPower) (formerly Little Tikes Commercial Play Systems) manufactures commercial play systems for public parks, schools, children facilities, and fast-service restaurants. As part of the play system manufacturing process, polyethylene beads are molded into specific form by indirect heating, metal tubing and other metal components are power painted and formed metal is dip coated in the vinyl coating process.

FEB 23 2006

Effective Date

  
\_\_\_\_\_  
Director or Designee  
Department of Natural Resources

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## I. Installation Description and Equipment Listing

### INSTALLATION DESCRIPTION

PlayPower LT Farmington, Inc. (PlayPower) (formerly Little Tikes Commercial Play Systems) manufactures commercial play systems for public parks, schools, children facilities, and fast-service restaurants. As part of the play system manufacturing process, polyethylene beads are molded into specific form by indirect heating, metal tubing and other metal components are power painted and formed metal is dip coated in the vinyl coating process.

The reported actual emissions for the past five years for the installation are listed below:

Reported Air Pollutant Emissions, tons per year							
Year	Particulate Matter ≤ Ten Microns (PM-10)	Sulfur Oxides (SO <sub>x</sub> )	Nitrogen Oxides (NO <sub>x</sub> )	Volatile Organic Compounds (VOC)	Carbon Monoxide (CO)	Lead (Pb)	Hazardous Air Pollutants (HAPs)
2000	3.20	0.05	8.27	36.05	6.94	—	—
2001	2.68	0.03	5.16	34.52	4.34	—	—
2002	2.71	0.03	5.53	34.09	4.65	—	—
2003	2.39	0.03	4.56	32.00	3.83	—	—
2004	1.61	0.02	4.10	33.47	3.44	—	—

### EMISSION UNITS WITH LIMITATIONS

The following list provides a description of the equipment at this installation which emit air pollutants and which are identified as having unit-specific emission limitations.

None

### EMISSION UNITS WITHOUT LIMITATIONS

The following list provides a description of the equipment that does not have unit specific limitations at the time of permit issuance.

Emission Unit #	EQ Reference #	Description of Emission Unit
EU0010	EP-01	Vinyl Coating Process – Primer Dip Tank
	EP-02	1.1 MMBtu/hr Pre-Oven Natural Gas Burner (Indirect Combustion)
	EP-03	3.0 MMBtu/hr Vinyl Washer Natural Gas Burner (Indirect Combustion)
EU0020	EP-04	Vinyl Coating Process Curing Oven
	EP-05	1.1 MMBtu/hr Vinyl Oven Natural Gas Burner (Indirect Combustion)
	EP-06	Vinyl Coating Process Curing Oven
	EP-07	Powder Autocoater with Recovery Cartridge Filter
EU0030	EP-10	Painting Process – Paint Curing Oven (1.5 MMBtu/hr, Direct Combustion)
	EP-11	3.1 MMBtu/hr Paint Washer Natural Gas Burner (Indirect Combustion)
	EP-12	1.5 MMBtu/hr Paint Washer Natural Gas Burner (Indirect Combustion)
	EP-13	0.6 MMBtu/hr Dry-Off Oven Natural Gas Burner (Indirect Combustion)
EU0040	EP-14	Burn-Off Oven (0.3 MMBtu/hr, Direct Combustion)
EU0050	EP-16	#220 Rotomolding Machine (4.3 MMBtu/hr, Indirect Combustion)
EU0060	EP-17	#280 Rotomolding Machine (4.3 MMBtu/hr, Indirect Combustion)

Emission Unit #	EIQ Reference #	Description of Emission Unit
EU0070	EP-18	#400 Rotomolding Machine (5.3 MMBtu/hr, Indirect Combustion)
	EP-19	Wood Working – (Fugitive) – Cutting, Sanding & Preserving
	EP-21	Polyethylene Grinder (Fugitive)
	EP-22	Ground Polyethylene Storage Silo (Fugitive)
	EP-24	Mig Welding (Fugitive)
	EP-25	Two (2) Scrap Polyethylene Grinder (Fugitive)
	EP-27	Solvent Cleaning Station for Tools
	EP-28	Ten (10) Small Natural Gas Fired Heaters, Total Combined Firing Rate of 3.5 MMBtu/hr
	EP-29	Powder Autocoater
	EP-30	Grit Blaster (Fugitive)
EU0080	EP-31	#330 Rotomolding Machine (5.3 MMBtu/hr, Indirect Combustion)
	EP-32	Polyethylene Grinder (Fugitive)
EU0090	EP-33	Teflon Spray Booth
EU0100	EP-34	Teflon Curing Oven
	EP-35	Scrap Grinder (Fugitive)
	EP-38	Primer Curing Oven (1.1 MMBtu/hr, Direct Combustion)
	EP-39	#220 Rotomolding Machine (4.3 MMBtu/hr, Indirect Combustion)

**DOCUMENTS INCORPORATED BY REFERENCE**

These documents have been incorporated by reference into this permit.

- 1) Permit to Construct, Permit Number 0398-011
- 2) Permit to Construct, Permit Number 0296-001

## II. Plant Wide Emission Limitations

The installation shall comply with each of the following emission limitations. Consult the appropriate sections in the Code of Federal Regulations (CFR) and Code of State Regulations (CSR) for the full text of the applicable requirements.

### Permit Condition PW001

10 CSR 10-6.170

#### Restriction of Particulate Matter to the Ambient Air Beyond the Premises of Origin

##### Emission Limitation:

1. The permittee shall not cause or allow to occur any handling, transporting or storing of any material; construction, repair, cleaning or demolition of a building or its appurtenances; construction or use of a road, driveway or open area; or operation of a commercial or industrial installation without applying reasonable measures as may be required to prevent, or in a manner which allows or may allow, fugitive particulate matter emissions to go beyond the premises of origin in quantities that the particulate matter may be found on surfaces beyond the property line or origin. The nature or origin of the particulate matter shall be determined to a reasonable degree of certainty by a technique proven to be accurate and approved by the director.
2. The permittee shall not cause nor allow to occur any fugitive particulate matter emissions to remain visible in the ambient air beyond the property line of origin.
3. Should it be determined that noncompliance has occurred, the director may require reasonable control measures as may be necessary.

##### Monitoring/Record Keeping:

1. The permittee shall conduct inspections of its installation sufficient to determine compliance with this regulation. The source representative would maintain a log noting:
  - a) Whether any air emissions (except water vapor) remain visible in the ambient air beyond the property line of origin;
  - b) Whether the visible emissions were normal for the installation.If no visible or other significant emissions are observed, then no further observations are required. If a violation of this regulation is discovered, the source representative would indicate the cause of the abnormal emissions and any corrective action(s) taken. The source representative will also indicate the total duration of any visible emission incident as part of the log described above. Attachment A contains a log including these record keeping requirements. This log, or an equivalent created by the permittee, must be used to certify compliance with this requirement.
2. The following monitoring schedule must be maintained:
  - a) Monthly observations shall be conducted for a minimum of eight (8) consecutive months after permit issuance. Should no violation of this regulation be observed during this period then-
  - b) Observations must be made semi-annually. (i.e., once per reporting period). Observation shall be conducted during the January-June reporting period and during the July-December reporting period. If a violation is noted, monitoring reverts to monthly.

##### Reporting:

The permittee shall report any deviations/exceedances of this permit condition using the semi-annual monitoring report and annual compliance certification to the Air Pollution Control Program Enforcement Section, P.O. Box 176, Jefferson City, MO 65102, as required by 10 CSR 10-6.065(6)(C)1.C.(III).

**Permit Condition PW002**

10 CSR 10-6.060

**Construction Permits Required**

Construction Permit No. 0398-011

Construction Permit No. 0296-001

**Emission Limitation:**

PlayPower shall emit less than 250 tons of volatile organic compounds (VOCs) from this installation in any consecutive 12-month period. [Special Condition Number 1]

**Monitoring:**

1. PlayPower shall monitor the monthly usage of material containing VOCs and shall determine the composition of the materials by formulation data supplied by the manufacturer of the VOC containing materials or by an analysis of each material, as received, using USEPA Method 24.
2. PlayPower shall monitor the amount of natural gas used in all of the fuel-fired equipment.

**Record Keeping:**

1. PlayPower shall maintain records of the monthly and the sum of the most recent consecutive 12-months VOC emissions in tons from this installation. These records shall be kept on-site for five years and shall be made immediately available to the Department of Natural Resources' personnel upon request. Attachment B, VOC Emissions Tracking Record or an equivalent form shall be used for this purpose. [Special Condition Number 2]
2. PlayPower shall maintain records of all data and calculations used to determine VOC emissions.

**Reporting:**

PlayPower shall report to the Air Pollution Control Program's Enforcement Section, P.O. Box 176, Jefferson City, MO 65102, no later than ten days after the end of the month during which the records required by this permit show that the emissions limitation of 250 tons of VOCs has been exceeded. [Special Condition Number 3]

### **III. Emission Unit Specific Emission Limitations**

The installation shall comply with each of the following emission limitations. Consult the appropriate sections in the Code of Federal Regulations (CFR) and Code of State Regulations (CSR) for the full text of the applicable requirements.

None



## IV. Core Permit Requirements

The installation shall comply with each of the following emission limitations. Consult the appropriate sections in the Code of Federal Regulations (CFR) and Code of State Regulations (CSR) for the full text of the applicable requirements.

### **10 CSR 10-6.050, Start-up, Shutdown and Malfunction Conditions**

1. In the event of a malfunction, which results in excess emissions that exceed one hour, the permittee shall submit to the director within two business days in writing the following information:
  - a) Name and location of installation;
  - b) Name and telephone number of person responsible for the installation;
  - c) Name of the person who first discovered the malfunction and precise time and date that the malfunction was discovered.
  - d) Identity of the equipment causing the excess emissions;
  - e) Time and duration of the period of excess emissions;
  - f) Cause of the excess emissions;
  - g) Air pollutants involved;
  - h) Best estimate of the magnitude of the excess emissions expressed in the units of the applicable requirement and the operating data and calculations used in estimating the magnitude;
  - i) Measures taken to mitigate the extent and duration of the excess emissions; and
  - j) Measures taken to remedy the situation that caused the excess emissions and the measures taken or planned to prevent the recurrence of these situations.
2. The permittee shall submit the paragraph (a.) information list to the director in writing at least ten days prior to any maintenance, start-up or shutdown, which is expected to cause an excessive release of emissions that exceed one hour. If notice of the event cannot be given ten days prior to the planned occurrence, it shall be given as soon as practicable prior to the release. If an unplanned excess release of emissions exceeding one hour occurs during maintenance, start-up or shutdown, the director shall be notified verbally as soon as practical during normal working hours and no later than the close of business of the following working day. A written notice shall follow within ten working days.
3. Upon receipt of a notice of excess emissions issued by an agency holding a certificate of authority under section 643.140, RSMo, the permittee may provide information showing that the excess emissions were the consequence of a malfunction, start-up or shutdown. The information, at a minimum, should be the paragraph (a.) list and shall be submitted not later than 15 days after receipt of the notice of excess emissions. Based upon information submitted by the permittee or any other pertinent information available, the director or the commission shall make a determination whether the excess emissions constitute a malfunction, start-up or shutdown and whether the nature, extent and duration of the excess emissions warrant enforcement action under section 643.080 or 643.151, RSMo.
4. Nothing in this rule shall be construed to limit the authority of the director or commission to take appropriate action, under sections 643.080, 643.090 and 643.151, RSMo to enforce the provisions of the Air Conservation Law and the corresponding rule.
5. Compliance with this rule does not automatically absolve the permittee of liability for the excess emissions reported.

### **10 CSR 10-6.060, Construction Permits Required**

The permittee shall not commence construction, modification, or major modification of any installation subject to this rule, begin operation after that construction, modification, or major modification, or begin operation of any installation which has been shut down longer than five years without first obtaining a permit from the permitting authority.

**10 CSR 10-6.065, Operating Permits**

The permittee shall file for renewal of this operating permit no sooner than eighteen months, nor later than six months, prior to the expiration date of this operating permit. The permittee shall retain the most current operating permit issued to this installation on-site and shall immediately make such permit available to any Missouri Department of Natural Resources personnel upon request.

**10 CSR 10-6.110, Submission of Emission Data, Emission Fees and Process Information**

1. The permittee shall complete and submit an Emission Inventory Questionnaire (EIQ) in accordance with the requirements outlined in this rule.
2. The permittee shall pay an annual emission fee per ton of regulated air pollutant emitted according to the schedule in the rule. This fee is an emission fee assessed under authority of RSMo. 643.079 to satisfy the requirements of the Federal Clean Air Act, Title V.
3. The fees shall be due April 1 each year for emissions produced during the previous calendar year. The fees shall be payable to the Department of Natural Resources and shall be accompanied by the Emissions Inventory Questionnaire (EIQ) form or equivalent approved by the director.

**10 CSR 10-6.130, Controlling Emissions During Episodes of High Air Pollution Potential**

This rule specifies the conditions that establish an air pollution alert (yellow/orange/red/purple), or emergency (maroon) and the associated procedures and emission reduction objectives for dealing with each. The permittee shall submit an appropriate emergency plan if required by the Director.

**10 CSR 10-6.150, Circumvention**

The permittee shall not cause or permit the installation or use of any device or any other means which, without resulting in reduction in the total amount of air contaminant emitted, conceals or dilutes an emission or air contaminant which violates a rule of the Missouri Air Conservation Commission.

**10 CSR 10-6.180, Measurement of Emissions of Air Contaminants**

1. The director may require any person responsible for the source of emission of air contaminants to make or have made tests to determine the quantity or nature, or both, of emission of air contaminants from the source. The director may specify testing methods to be used in accordance with good professional practice. The director may observe the testing. All tests shall be performed by qualified personnel.
2. The director may conduct tests of emissions of air contaminants from any source. Upon request of the director, the person responsible for the source to be tested shall provide necessary ports in stacks or ducts and other safe and proper sampling and testing facilities, exclusive of instruments and sensing devices as may be necessary for proper determination of the emission of air contaminants.
3. The director shall be given a copy of the test results in writing and signed by the person responsible for the tests.

**10 CSR 10-3.030, Open Burning Restrictions**

1. The permittee shall not conduct, cause, permit or allow a salvage operation, the disposal of trade wastes or burning of refuse by open burning.
2. Exception - Open burning of trade waste or vegetation may be permitted only when it can be shown that open burning is the only feasible method of disposal or an emergency exists which requires open burning.
3. Any person intending to engage in open burning shall file a request to do so with the director. The request shall include the following:
  - a) The name, address and telephone number of the person submitting the application; The type of business or activity involved; A description of the proposed equipment and operating practices, the type, quantity and composition of trade wastes and expected composition and amount of air contaminants to be released to the atmosphere where known;

- b) The schedule of burning operations;
  - c) The exact location where open burning will be used to dispose of the trade wastes;
  - d) Reasons why no method other than open burning is feasible; and
  - e) Evidence that the proposed open burning has been approved by the fire control authority which has jurisdiction.
4. Upon approval of the open burning permit application by the director, the person may proceed with the operation under the terms of the open burning permit. Be aware that such approval shall not exempt PlayPower from the provisions of any other law, ordinance or regulation.
5. The permittee shall maintain files with letters from the director approving the open burning operation and previous DNR inspection reports.

**10 CSR 10-3.090, Restriction of Emission of Odors**

No person may cause, permit or allow the emission of odorous matter in concentrations and frequencies or for durations that odor can be perceived when one volume of odorous air is diluted with seven volumes of odor-free air for two separate trials not less than 15 minutes apart within the period of one hour.

**This requirement is not federally enforceable.**

**10 CSR 10-6.080, Emission Standards for Hazardous Air Pollutants****40 CFR Part 61 Subpart M, National Emission Standard for Asbestos**

1. The permittee shall follow the procedures and requirements of 40 CFR Part 61, Subpart M for any activities occurring at this installation which would be subject to provisions for 40 CFR Part 61, Subpart M, National Emission Standard for Asbestos.
2. The permittee shall conduct monitoring to demonstrate compliance with registration, certification, notification, and Abatement Procedures and Practices standards as specified in 40 CFR Part 61, Subpart M.

**10 CSR 10-6.250, Asbestos Abatement Projects – Certification, Accreditation, and Business Exemption****Requirements**

The permittee shall conduct all asbestos abatement projects within the procedures established for certification and accreditation by 10 CSR 10-6.250. This rule requires individuals who work in asbestos abatement projects to be certified by the Missouri Department of Natural Resources Air Pollution Control Program. This rule requires training providers who offer training for asbestos abatement occupations to be accredited by the Missouri Department of Natural Resources Air Pollution Control Program. This rule requires persons who hold exemption status from certain requirements of this rule to allow the department to monitor training provided to employees. Each individual who works in asbestos abatement projects must first obtain certification for the appropriate occupation from the department. Each person who offers training for asbestos abatement occupations must first obtain accreditation from the department. Certain business entities that meet the requirements for state-approved exemption status must allow the department to monitor training classes provided to employees who perform asbestos abatement.

**Title VI – 40 CFR Part 82, Protection of Stratospheric Ozone**

1. The permittee shall comply with the standards for labeling of products using ozone-depleting substances pursuant to 40 CFR Part 82, Subpart E:
  - a) All containers in which a class I or class II substance is stored or transported, all products containing a class I substance, and all products directly manufactured with a class I substance must bear the required warning statement if it is being introduced into interstate commerce pursuant to §82.106.
  - b) The placement of the required warning statement must comply with the requirements pursuant to §82.108.
  - c) The form of the label bearing the required warning statement must comply with the requirements pursuant to §82.110.

- d) No person may modify, remove, or interfere with the required warning statement except as described in §82.112.
2. The permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR part 82, Subpart F, except as provided for motor vehicle air conditioners (MVACs) in Subpart B:
  - a) Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to §82.156.
  - b) Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to §82.158.
  - c) Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to §82.161.
  - d) Persons disposing of small appliances, MVACs, and MVAC-like appliances must comply with record keeping requirements pursuant to §82.166. ("MVAC-like" appliance as defined at §82.152).
  - e) Persons owning commercial or industrial process refrigeration equipment must comply with the leak repair requirements pursuant to §82.156.
  - f) Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to §82.166.
3. If the permittee manufactures, transforms, imports, or exports a class I or class II substance, the permittee is subject to all the requirements as specified in 40 CFR part 82, Subpart A, Production and Consumption Controls.
4. If the permittee performs a service on motor (fleet) vehicles when this service involves ozone-depleting substance refrigerant (or regulated substitute substance) in the motor vehicle air conditioner (MVAC), the permittee is subject to all the applicable requirements as specified in 40 CFR part 82, Subpart B, Servicing of Motor Vehicle Air conditioners. The term "motor vehicle" as used in Subpart B does not include a vehicle in which final assembly of the vehicle has not been completed. The term "MVAC" as used in Subpart B does not include the air-tight sealed refrigeration system used as refrigerated cargo, or system used on passenger buses using HCFC-22 refrigerant.

The permittee shall be allowed to switch from any ozone-depleting substance to any alternative that is listed in the Significant New Alternatives Program (SNAP) promulgated pursuant to 40 CFR part 82, Subpart G, Significant New Alternatives Policy Program. *Federal Only - 40 CFR part 82*

#### **10 CSR 10-6.280, Compliance Monitoring Usage**

1. The permittee is not prohibited from using the following in addition to any specified compliance methods for the purpose of submission of compliance certificates:
  - a) Monitoring methods outlined in 40 CFR Part 64;
  - b) Monitoring method(s) approved for the permittee pursuant to 10 CSR 10-6.065, "Operating Permits", and incorporated into an operating permit; and
  - c) Any other monitoring methods approved by the director.
2. Any credible evidence may be used for the purpose of establishing whether a permittee has violated or is in violation of any such plan or other applicable requirement. Information from the use of the following methods is presumptively credible evidence of whether a violation has occurred by a permittee:
  - a) Monitoring methods outlined in 40 CFR Part 64;
  - b) A monitoring method approved for the permittee pursuant to 10 CSR 10-6.065, "Operating Permits", and incorporated into an operating permit; and
  - c) Compliance test methods specified in the rule cited as the authority for the emission limitations.
3. The following testing, monitoring or information gathering methods are presumptively credible testing, monitoring, or information gathering methods:
  - a) Applicable monitoring or testing methods, cited in:
    - i) 10 CSR 10-6.030, "Sampling Methods for Air Pollution Sources";

- ii) 10 CSR 10-6.040, "Reference Methods";
- iii) 10 CSR 10-6.070, "New Source Performance Standards";
- iv) 10 CSR 10-6.080, "Emission Standards for Hazardous Air Pollutants"; or
- b) Other testing, monitoring, or information gathering methods, if approved by the director, that produce information comparable to that produced by any method listed above.

## V. General Permit Requirements

### Permit Duration

10 CSR 10-6.065(6)(C)1.B.

This permit is issued for a term of five years, commencing on the date of issuance. This permit will expire at the end of this period unless renewed.

### General Record Keeping and Reporting Requirements

10 CSR 10-6.065(6)(C)1.C

#### I) Record Keeping

- A) All required monitoring data and support information shall be retained for a period of at least five years from the date of the monitoring sample, measurement, report or application.
- B) Copies of all current operating and construction permits issued to this installation shall be kept on-site for as long as the permits are in effect. Copies of these permits shall be made immediately available to any Missouri Department of Natural Resources' personnel upon request.

#### II) Reporting

- A) The permittee shall submit a report of all required monitoring by:
  - 1) October 1st for monitoring which covers the January through June time period, and
  - 2) April 1st for monitoring which covers the July through December time period.
  - 3) Exception: Monitoring requirements which require reporting more frequently than semi annually shall report no later than 30 days after the end of the calendar quarter in which the measurements were taken.
- B) Each report must identify any deviations from emission limitations, monitoring, record keeping, reporting, or any other requirements of the permit, this includes deviations or Part 64 exceedances.
- C) All reports shall be submitted to the Air Pollution Control Program, Enforcement Section, P.O. Box 176, Jefferson City, MO 65102.
- D) Submit supplemental reports as required or as needed. Supplemental reports are required no later than ten days after any exceedance of any applicable rule, regulation or other restriction. All reports of deviations shall identify the cause or probable cause of the deviations and any corrective actions or preventative measures taken.
  - 1) Notice of any deviation resulting from an emergency (or upset) condition as defined in paragraph (6)(C)7 of 10 CSR 10-6.065 (Emergency Provisions) shall be submitted to the permitting authority either verbally or in writing within two working days after the date on which the emission limitation is exceeded due to the emergency, if you wish to assert an affirmative defense. The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that indicate an emergency occurred and that you can identify the cause(s) of the emergency. The permitted installation must show that it was operated properly at the time and that during the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards or requirements in the permit. The notice must contain a description of the emergency, the steps taken to mitigate emissions, and the corrective actions taken.
  - 2) Any deviation that poses an imminent and substantial danger to public health, safety or the environment shall be reported as soon as practicable.
  - 3) Any other deviations identified in the permit as requiring more frequent reporting than the permittee's semiannual report shall be reported on the schedule specified in the permit.
  - 4) These supplemental reports shall be submitted to the Air Pollution Control Program, Enforcement Section, P.O. Box 176, Jefferson City, MO 65102, no later than ten days after any exceedance of any applicable rule, regulation, or other restriction.

- E) Every report submitted shall be certified by the responsible official, except that, if a report of a deviation must be submitted within ten days after the deviation, the report may be submitted without a certification if the report is resubmitted with an appropriate certification within ten days after that, together with any corrected or supplemental information required concerning the deviation.
- F) The permittee may request confidential treatment of information submitted in any report of deviation.

**Risk Management Plans Under Section 112(r)**

10 CSR 10-6.065(6)(C)1.D.

The permittee shall comply with the requirements of 40 CFR Part 68, Accidental Release Prevention Requirements. If the permittee has more than a threshold quantity of a regulated substance in process, as determined by 40 CFR Section 68.115, the permittee shall submit a Risk Management Plan in accordance with 40 CFR Part 68 no later than the latest of the following dates:

- 1) June 21, 1999;
- 2) Three years after the date on which a regulated substance is first listed under 40 CFR Section 68.130; or
- 3) The date on which a regulated substance is first present above a threshold quantity in a process.

**Severability Clause**

10 CSR 10-6.065(6)(C)1.F.

In the event of a successful challenge to any part of this permit, all uncontested permit conditions shall continue to be in force. All terms and conditions of this permit remain in effect pending any administrative or judicial challenge to any portion of the permit. If any provision of this permit is invalidated, the permittee shall comply with all other provisions of the permit.

**General Requirements**

10 CSR 10-6.065(6)(C)1.G

- 1) The permittee must comply with all of the terms and conditions of this permit. Any noncompliance with a permit condition constitutes a violation and is grounds for enforcement action, permit termination, permit revocation and re-issuance, permit modification or denial of a permit renewal application.
- 2) The permittee may not use as a defense in an enforcement action that it would have been necessary for the permittee to halt or reduce the permitted activity in order to maintain compliance with the conditions of the permit.
- 3) The permit may be modified, revoked, reopened, reissued or terminated for cause. Except as provided for minor permit modifications, the filing of an application or request for a permit modification, revocation and re-issuance, or termination, or the filing of a notification of planned changes or anticipated noncompliance, will not stay any permit condition.
- 4) This permit does not convey any property rights of any sort, nor grant any exclusive privilege.
- 5) The permittee shall furnish to the Air Pollution Control Program, upon receipt of a written request and within a reasonable time, any information that the Air Pollution Control Program reasonably may require to determine whether cause exists for modifying, reopening, reissuing or revoking the permit or to determine compliance with the permit. Upon request, the permittee also shall furnish to the Air Pollution Control Program copies of records required to be kept by the permittee. The permittee may make a claim of confidentiality for any information or records submitted pursuant to 10 CSR 10-6.065(6)(C)1.

**Incentive Programs Not Requiring Permit Revisions**

10 CSR 10-6.065(6)(C)1.H

No permit revision will be required for any installation changes made under any approved economic incentive, marketable permit, emissions trading, or other similar programs or processes provided for in this permit.

**Compliance Requirements**

10 CSR 10-6.065(6)(C)3.

- I) Any document (including reports) required to be submitted under this permit shall contain a certification signed by the responsible official.
- II) Upon presentation of credentials and other documents as may be required by law, the permittee shall allow authorized officials of the Missouri Department of Natural Resources, or their authorized agents, to perform the following (subject to the installation's right to seek confidential treatment of information submitted to, or obtained by, the Air Pollution Control Program):
  - A) Enter upon the premises where a permitted installation is located or an emissions-related activity is conducted, or where records must be kept under the conditions of this permit;
  - B) Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
  - C) Inspect, at reasonable times and using reasonable safety practices, any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under this permit; and
  - D) As authorized by the Missouri Air Conservation Law, Chapter 643, RSMo or the Act, sample or monitor, at reasonable times, substances or parameters for the purpose of assuring compliance with the terms of this permit, and all applicable requirements as outlined in this permit.
- III) All progress reports required under an applicable schedule of compliance shall be submitted semiannually (or more frequently if specified in the applicable requirement). These progress reports shall contain the following:
  - A) Dates for achieving the activities, milestones or compliance required in the schedule of compliance, and dates when these activities, milestones or compliance were achieved, and
  - B) An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventative or corrective measures adopted.
- IV) The permittee shall submit an annual certification that it is in compliance with all of the federally enforceable terms and conditions contained in this permit, including emissions limitations, standards, or work practices. These certifications shall be submitted annually by April 1<sup>st</sup>, unless the applicable requirement specifies more frequent submission. These certifications shall be submitted to EPA Region VII, 901 North 5<sup>th</sup> Street, Kansas City, Kansas 66101, as well as the Air Pollution Control Program, Enforcement Section, P.O. Box 176, Jefferson City, MO 65102. All deviations and Part 64 exceedances and excursions must be included in the compliance certifications. The compliance certification shall include the following:
  - A) The identification of each term or condition of the permit that is the basis of the certification,
  - B) The current compliance status, as shown by monitoring data and other information reasonably available to the installation,
  - C) Whether compliance was continuous or intermittent,
  - D) The method(s) used for determining the compliance status of the installation, both currently and over the reporting period, and
  - E) Such other facts as the Air Pollution Control Program will require in order to determine the compliance status of this installation.



**Permit Shield**

10 CSR 10-6.065(6)(C)6.

- I) Compliance with the conditions of this permit shall be deemed compliance with all applicable requirements as of the date that this permit is issued, provided that:
  - A) The applicable requirements are included and specifically identified in this permit; or
  - B) The permitting authority, in acting on the permit revision or permit application, determines in writing that other requirements, as specifically identified in the permit, are not applicable to the installation, and this permit expressly includes that determination or a concise summary of it.
- II) Be aware that there are exceptions to this permit protection. The permit shield does not affect the following:
  - A) The provisions of section 303 of the Act or section 643.090, RSMo concerning emergency orders,
  - B) Liability for any violation of an applicable requirement which occurred prior to, or was existing at, the time of permit issuance,
  - C) The applicable requirements of the acid rain program,
  - D) The administrator's authority to obtain information, or
  - E) Any other permit or extra-permit provisions, terms or conditions expressly excluded from the permit shield provisions.

**Emergency Provisions**

10 CSR 10-6.065(6)(C)7.

- I) An emergency or upset as defined in 10 CSR 10-6.065(6)(C)7. shall constitute an affirmative defense to an enforcement action brought for noncompliance with technology-based emissions limitations. To establish an emergency- or upset-based defense, the permittee must demonstrate, through properly signed, contemporaneous operating logs or other relevant evidence, the following:
  - A) That an emergency or upset occurred and that the permittee can identify the source of the emergency or upset,
  - B) That the installation was being operated properly,
  - C) That the permittee took all reasonable steps to minimize emissions that exceeded technology-based emissions limitations or requirements in this permit, and
  - D) That the permittee submitted notice of the emergency to the Air Pollution Control Program within two working days of the time when emission limitations were exceeded due to the emergency. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and any corrective actions taken.
- II) Be aware that an emergency or upset shall not include noncompliance caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

**Operational Flexibility**

10 CSR 10-6.065(6)(C)8.

An installation that has been issued a Part 70 operating permit is not required to apply for or obtain a permit revision in order to make any of the changes to the permitted installation described below if the changes are not Title I modifications, the changes do not cause emissions to exceed emissions allowable under the permit, and the changes do not result in the emission of any air contaminant not previously emitted. The permittee shall notify the Air Pollution Control Program and the Administrator at least seven days in advance of these changes, except as allowed for emergency or upset conditions. Emissions allowable under the permit means a federally enforceable permit term or condition determined at issuance to be required by an applicable requirement that established an emissions limit (including a work practice standard) or a federally enforceable emissions cap that the source has assumed to avoid an applicable requirement to which the source would otherwise be subject.

- I) Section 502(b)(10) changes. Changes that, under section 502(b)(10) of the Act, contravene an express permit term may be made without a permit revision, except for changes that would violate applicable

requirements of the Act or contravene federally enforceable monitoring (including test methods), record keeping, reporting or compliance requirements of the permit.

- A) Before making a change under this provision, The permittee shall provide advance written notice to the Air Pollution Control Program and to the Administrator, describing the changes to be made, the date on which the change will occur, and any changes in emission and any permit terms and conditions that are affected. The permittee shall maintain a copy of the notice with the permit, and this agency shall place a copy with the permit in the public file. Written notice shall be provided to the administrator and this agency at least seven days before the change is to be made. If less than seven days notice is provided because of a need to respond more quickly to these unanticipated conditions, The permittee shall provide notice to the administrator and the permitting authority as soon as possible after learning of the need to make the change.
- B) The permit shield shall not apply to these changes.

### Off-Permit Changes

10 CSR 10-6.065(6)(C)9.

- I) Except as noted below, The permittee may make any change in its permitted operations, activities or emissions that is not addressed in, constrained by or prohibited by this permit without obtaining a permit revision. Insignificant activities listed in the application, but not otherwise addressed in or prohibited by this permit, shall not be considered to be constrained by this permit for purposes of the off-permit provisions of this section. Off-permit changes shall be subject to the following requirements and restrictions:
  - A) The change must meet all applicable requirements of the Act and may not violate any existing permit term or condition; The permittee may not change a permitted installation without a permit revision, if this change is subject to any requirements under Title IV of the Act or is a Title I modification;
  - B) The permittee must provide written notice of the change to the permitting authority and to the administrator no later than the next annual emissions report. This notice shall not be required for changes that are insignificant activities under paragraph (6)(B)3. of this rule. This written notice shall describe each change, including the date, any change in emissions, pollutants emitted and any applicable requirement that would apply as a result of the change.
  - C) The permittee shall keep a record describing all changes made at the installation that result in emissions of a regulated air pollutant subject to an applicable requirement and the emissions resulting from these changes; and
  - D) The permit shield shall not apply to these changes.

### Responsible Official

10 CSR 10-6.020(2)(R)12.

The application utilized in the preparation of this was signed by Tammy Geggenberger, VP of Operation. If this person terminates employment, or is reassigned different duties such that a different person becomes the responsible person to represent and bind the installation in environmental permitting affairs, the owner or operator of this air contaminant source shall notify the Director of the Air Pollution Control Program of the change. Said notification shall be in writing and shall be submitted within 30 days of the change. The notification shall include the name and title of the new person assigned by the source owner or operator to represent and bind the installation in environmental permitting affairs. All representations, agreement to terms and conditions and covenants made by the former responsible person that were used in the establishment of limiting permit conditions on this permit will continue to be binding on the installation until such time that a revision to this permit is obtained that would change said representations, agreements and covenants.

**Reopening Permit For Cause**

10 CSR 10-6.065(6)(E)6.

In accordance with 10 CSR 10-6.065(6)(E)6.A., this permit may be reopened with cause if:

- 1) The Missouri Department of Natural Resources (MDNR) receives notice from the Environmental Protection Agency (EPA) that a petition for disapproval of a permit pursuant to 40 CFR § 70.8(d) has been granted, provided that the reopening may be stayed pending judicial review of that determination,
- 2) MDNR or EPA determines that the permit contains a material mistake or that inaccurate statements were made which resulted in establishing the emissions limitation standards or other terms of the permit,
- 3) Additional applicable requirements under the Act become applicable to the installation; however, reopening on this ground is not required if the permit has a remaining term of less than three years, the effective date of the requirement is later than the date on which the permit is due to expire, or the additional applicable requirements are implemented in a general permit that is applicable to the installation and the installation receives authorization for coverage under that general permit,
- 4) The installation is an affected source under the acid rain program and additional requirements (including excess emissions requirements), become applicable to that source, provided that, upon approval by EPA, excess emissions offset plans shall be deemed to be incorporated into the permit; or
- 5) MDNR or EPA determines that the permit must be reopened and revised to assure compliance with applicable requirements.

**Statement of Basis**

10 CSR 10-6.065(6)(E)1.C.

This permit is accompanied by a statement setting forth the legal and factual basis for the draft permit conditions (including references to applicable statutory or regulatory provisions). This Statement of Basis, while referenced by the permit, is not an actual part of the permit.

## Attachment A

This attachment may be used to help meet the record keeping requirements of Permit Condition PW001.

[illegible]

## Attachment B

**VOC Emission Compliance Form**

This form is an example of a form which may be used to record the data required by this permit (Permit Condition PW002). In order for PlayPower to demonstrate that it is in compliance with Permit No. 0398-011 VOC limitations, it must demonstrate that the annual VOC emissions will be less than 250 tons in any consecutive 12-month period.

This sheet covers the month of \_\_\_\_\_ in the year \_\_\_\_\_

Month/Year	Process	Amount Processed (unit)	Emission Factor (lbs/unit)	VOC Emission (tons)
	Natural Gas Combustion			
	Vinyl Dip Tank (EU0010)			
	Vinyl Curing Oven (EU0020)			
	#220 Roto-Molding (EU0050)			
	#280 Roto-Molding (EU0060)			
	#400 Roto-Molding (EU0070)			
	#330 Roto-Molding (EU0080)			
	Teflon Spray Booth (EU0090)			
	Teflon Curing Oven (EU0100)			
Total VOC Emissions for This Month (Tons)				
12-Month Total VOC Emissions (tons)				

## STATEMENT OF BASIS

### Permit Reference Documents

These documents were relied upon in the preparation of the operating permit. Because they are not incorporated by reference, they are not an official part of the operating permit.

- 1) Part 70 Operating Permit Renewal Application, received October 19, 2004;
- 2) Initial Part 70 Operating Permit (OP1999-151) Issued November 5, 1999;
- 3) 2004 Emissions Inventory Questionnaire, received March 24, 2005;
- 4) U.S. EPA document AP-42, Compilation of Air Pollutant Emission Factors; Volume I, Stationary Point and Area Sources, Fifth Edition;
- 5) Construction Permit Number: 1093-006;
- 6) Construction Permit Number: 0894-032;
- 7) Construction Permit Number: 0195-021;
- 8) Construction Permit Number: 0397-009;
- 9) Construction Permit Number: 0397-009A;
- 10) Construction Permit Number: 0798-021;
- 11) Construction Permit Number 032000-011; and
- 12) Construction Permit Number: 022002-001

### Applicable Requirements Included in the Operating Permit but Not in the Application or Previous Operating Permits

In the operating permit application, the installation indicated they were not subject to the following regulation(s). However, in the review of the application, the agency has determined that the installation is subject to the following regulation(s) for the reasons stated.

None

### Other Air Regulations Determined Not to Apply to the Operating Permit

The Air Pollution Control Program (APCP) has determined the following requirements to not be applicable to this installation at this time for the reasons stated.

#### 40 CFR 63, Subpart M, *National Emission Standards for Hazardous Air Pollutants: Surface Coating of Miscellaneous Metal Parts and Products*

The installation indicated in the operating permit renewal application that they might be subject to this subpart because the installation emits more than 10 tons of ethylene glycol monobutyl ether (EGBE) that would make the installation a major source of HAPs. On November 18, 2004 the EPA removed EGBE from the list of toxic air pollutants the EPA is required to regulate under the Clean Air Act, therefore the installation will not be subject to the requirements of Subpart M of the 40 CFR 63.

#### 10 CSR 10-3.060, *Maximum Allowable Emission of Particulate Matter from Fuel Burning Equipment Used for Indirect Heating*

The following indirect heating sources listed in the table below are subject to the requirements of this rule. However, the APCP does not consider these units to be capable of exceeding the particulate matter (PM) emission limitation (0.39 pounds of particulate matter per million BTU's of heat input) of this rule.

Therefore, as shown in the following calculations, these units are always expected to be in compliance with the PM limitation, this rule was not included in the applicable requirements section of this operating permit.

Indirect Heating Source	Heat Input (MMBtu/hr)	Indirect Heating Source	Heat Input (MMBtu/hr)
EP02	1.1	EP16	4.3
EP03	3.0	EP17	4.3
EP05	1.1	EP18	5.3
EP11	3.1	EP28	3.5
EP12	1.5	EP31	5.3
EP13	0.6	EP39	4.3

Total Heat Input = 37.4 MMBtu/hr

Regulatory PM Limit:

$E = 1.31(Q)^{-0.338}$  Where: E = allowable PM emissions in lb/MMBtu/hr

Q = Total installation heat input in MMBtu/hr

$E = 1.31(37.40)^{-0.338} = 0.39 \text{ lb/MMBtu/hr}$

Conservatively assuming 1020 Btu per standard cubic foot of natural gas and using the PM emission factor for natural gas combustion of 7.6 pounds per million standard cubic feet (MMscf) (AP-42, Section 1.4, Table 1.4-2, July 1998); the potential emission is 0.0075 lb/MMBtu/hr.

#### 10 CSR 10-6.220, Restriction of Visible Air Contaminants

The particulate emissions from the units listed as emission units without specific limitations are mainly from polyethylene grinders, storage silos, the combustion of natural gas and other fugitive sources. Emissions from the grinders and storage silos are discharged indoors not routed through a baghouse, and particulate emissions are also fugitive and insignificant. Since the emissions are very negligible to reduce the transmission of light or obscure the view of an object in the background, we have elected not to require the applicant to conduct monitoring of opacity from these units except the installation wide requirement of 10 CSR 10-6.170 and must comply with this requirement.

#### 10 CSR 10-6.260, Restriction of Emission of Sulfur Compounds

This rule is amended to update emission limits and references to regulations, changes the rule organization, and brings the rule up to date. The amended rule clarifies applicability of sources subject to New Source Performance Standards and this rule. The amended rule also includes an exemption for combustion equipment that uses exclusively pipeline grade natural gas as defined in 40 CFR 72.2 or liquefied petroleum gas as defined by American Society for Testing and Materials (ASTM), or any combination of these fuels.

All combustion equipment at the installation use pipeline grade natural gas and are exempt from the requirements of this rule.

#### Construction Permit Revisions

The following revisions were made to construction permits for this installation:

##### 1) Permit to Construct, Permit No. 0397-009A & 0397-009

In 1998, a fire destroyed some of the equipment at the Little Tikes Farmington plant. Little Tikes received a no permit-required letter dated March 19, 1999 for replacing the equipment that has been damaged by the fire. The polyethylene grinders were part of the equipment that was replaced after the fire. The grinders have integral cyclones and vacuum pumps used to collect ground material. The exhaust from these units then goes to their own cartridge filters. The cartridge filters collect dust from the grinders and are discharged indoors. The cartridge filters have been installed as baghouses per construction permit no. 0397-009 (amended as 0397-009A) which was issued before the fire. The construction permit requires

Little Tikes to monitor the pressure drop across the baghouse at least once every seven (7) days. Since emissions are not routed through a baghouse, and particulate emissions are fugitive and insignificant, the requirements of the construction permit are not included in the operating permit.

### **NSPS Applicability**

None Apply.

### **MACT Applicability**

#### **40 CFR Part 63, Subpart T, *National Emission Standards for Halogenated Solvent Cleaning***

The provisions of this subpart apply to each individual batch vapor, in-line vapor, in-line cold, and batch cold solvent cleaning machine that uses any solvent containing methylene chloride, perchloroethylene, trichloroethylene, 1,1,1-trichloroethane, carbon tetrachloride or chloroform, or any combination of these halogenated HAP solvents, in a total concentration greater than 5 percent by weight, as a cleaning and/or drying agent. Wipe cleaning activities, such as using a rag containing halogenated solvent are not covered under the provisions of this subpart.

The permittee operates solvent cleaning station for tools using Safety-Kleen premium solvent (petroleum hydrocarbon). The permittee does not use halogenated solvents as defined in 40 CFR 63.460, therefore the solvent cleaning station is not subject to the MACT standards for halogenated solvent cleaning.

#### **40 CFR Part 63, Subpart JJ, *National Emission Standards for Wood Furniture Manufacturing Operations***

This subpart applies to each facility that is engaged, either in part or in whole, in the manufacture of wood furniture or wood furniture components and that is located at a plant site that is a major source as defined in 40 CFR part 63, subpart A, §63.2.

This installation is not either engaged in the manufacture of wood furniture or wood furniture components as defined in this subpart or is a major source HAP emissions. Therefore, this installation is not subject to the requirements of this subpart.

#### **40 CFR 63, Subpart MMMM, *National Emission Standards for Hazardous Air Pollutants: Surface Coating of Miscellaneous Metal Parts and Products***

This subpart applies to owners or operators of a new, reconstructed, or existing affected source, as defined in §63.3882, that uses 946 liters (250 gallons (gal)) per year, or more, of coatings that contain hazardous air pollutants (HAP) in the surface coating of miscellaneous metal parts and products defined in paragraph (a) of §63.3881; and that is a major source, is located at a major source, or is part of a major source of emissions of HAP. A major source of HAP emissions is any stationary source or group of stationary sources located within a contiguous area and under common control that emits or has the potential to emit any single HAP at a rate of 9.07 megagrams (Mg) (10 tons) or more per year or any combination of HAP at a rate of 22.68 Mg (25 tons) or more per year.

As stated in "Other Air Regulations Determined Not to Apply to the Operating Permit" section of "STATEMENT OF BASIS" the installation is no longer a major source of HAP emissions. Therefore, this installation is not subject to the requirements of this subpart.

### **NESHAP Applicability**

40 CFR Part 61 Subpart M, *National Emission Standard for Asbestos*, §61.145(a), Standard for demolition and renovation, applies to the installation.



### **CAM Applicability**

#### **40 CFR Part 64, *Compliance Assurance Monitoring (CAM)***

The CAM rule applies to each pollutant specific emission unit that meets all of the following:

- Be subject to an emission limitation or standard, and
- Use a control device to achieve compliance, and
- Have pre-control emissions that exceed or are equivalent to the major source threshold.

40 CFR Part 64 is not applicable because none of the pollutant-specific emission units have pre-control emissions that exceed or are equivalent to the major source threshold.

### **Other Regulations Not Cited in the Operating Permit or the Above Statement of Basis**

Any regulation which is not specifically listed in either the Operating Permit or in the above Statement of Basis does not appear, based on this review, to be an applicable requirement for this installation for one or more of the following reasons:

1. The specific pollutant regulated by that rule is not emitted by the installation;
2. The installation is not in the source category regulated by that rule;
3. The installation is not in the county or specific area that is regulated under the authority of that rule;
4. The installation does not contain the type of emission unit which is regulated by that rule;
5. The rule is only for administrative purposes.

Should a later determination conclude that the installation is subject to one or more of the regulations cited in this Statement of Basis or other regulations which were not cited, the installation shall determine and demonstrate, to the APCP's satisfaction, the installation's compliance with that regulation(s). If the installation is not in compliance with a regulation which was not previously cited, the installation shall submit to the APCP a schedule for achieving compliance for that regulation(s).

Prepared by:



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